

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	Atty. Docket No.:	051291.81516
Larren F. Jones, et al.		
Serial No.:	Group Art Unit:	3641
09/368,503		
Filed:	Examiner:	C. J. Novosad
August 5, 1999		
For:	Confirmation No.:	5616
Wear Assembly for a Digging Edge of an Excavator		

Renewed Petition Pursuant to 37 C.F.R. 1.183

Attention: Attorney Handling This Matter, *i.e.*, Senior Attorney Paul Shanoski

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An earlier petition in this reissue application was dismissed in a decision mailed April 23, 2010. This is a renewed petition that overcomes deficiencies of the earlier petition. The petitioner asks that this renewed petition be granted in that it overcomes the noted deficiencies.

The Director is authorized to charge any petition fee to Deposit Account 19-0733. The Director also is authorized to charge any additional amount required or credit any overpayment to Deposit Account 19-0733.

As said in the decision on petition, the reissue applicants face the situation of Office-asserted need for a supplemental reissue declaration in the presence of a deceased inventor, who left an estate without a legal representative of that estate, and five heirs, one heir being of unknown whereabouts for about 18 years. The earlier petition of the applicants sought to file the supplemental reissue declaration with signatures of co-inventors for the deceased inventor. The

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Applicants have demonstrated that the heirs of deceased co-inventor Larren F. Jones in all of their persons, *i.e.*, the legal representative of the deceased inventor, cannot be found or reached after diligent effort. Accordingly, it is respectfully submitted that this renewed petition is proper pursuant to 37 C.F.R. §1.183 and should be granted.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Dated: June 23, 2010

By: /Charles W. Shifley/
Charles W. Shifley
Registration No. 28,042

Ten South Wacker Drive
Suite 3000
Chicago, Illinois 60606-7407
Tel: (312) 463-5000
Fax: (312) 463-5001